

1 WILMER CUTLER PICKERING
2 HALE AND DORR LLP
3 Jonathan A. Shapiro (SBN 257199)
jonathan.shapiro@wilmerhale.com
4 Michael A. Mugmon (SBN 251958)
michael.mugmon@wilmerhale.com
5 950 Page Mill Road
Palo Alto, CA 94304
6 Telephone: (650) 858-6000
Facsimile: (650) 858-6100

7 *Attorneys for Defendants Ivy Asset Management Corp.
and the Bank of New York Mellon Corp.*

8 **UNITED STATES DISTRICT COURT**
9 **NORTHERN DISTRICT OF CALIFORNIA**
10 **SAN JOSE DIVISION**

11 STEPHEN C. SCHOTT, as TRUSTEE FOR
12 THE STEPHEN C. SCHOTT 1984 TRUST,

13 Plaintiff,

14 v.

15 IVY ASSET MANAGEMENT CORP.; THE
16 BANK OF NEW YORK MELLON CORP.;
and DOES 1 through 10,

Defendants.

Case No. 5:10-cv-01562-LHK

**~~PROPOSED~~ ORDER GRANTING
JOINT STIPULATION MODIFYING
REASSIGNMENT ORDER**

17 Having reviewed the parties' joint filing submitted on August 6, 2010, and good cause
18 appearing therefore,

19 IT IS HEREBY ORDERED THAT:

20 1. The August 18, 2010 deadline by which the parties must file a Joint Case
21 Management Conference Statement is continued until further notice.


22 2. Schott's Opposition to the Motion to Change Venue shall be due no later than
23 September 9, 2010.

24 3. Defendants Ivy and BNY Mellon's Reply to the Opposition to the Motion to
25 Change Venue shall be due no later than September 23, 2010.

1 4. If the Court denies the Motion to Change Venue, Defendants Ivy and BNY
2 Mellon may file a motion to dismiss the Complaint no later than 20 days from entry of this
3 Court's order denying the Motion to Change Venue.

4 **IT IS SO ORDERED.**

5
6
7 Date: August 13, 2010



THE HONORABLE LUCY H. KOH
United States District Judge